



JAMES A. NOYES, Director

# COUNTY OF LOS ANGELES

## DEPARTMENT OF PUBLIC WORKS

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October 17, 2002

IN REPLY PLEASE  
REFER TO FILE: **PD-2**

The Honorable Board of Supervisors  
County of Los Angeles  
383 Kenneth Hahn Hall of Administration  
500 West Temple Street  
Los Angeles, CA 90012

Dear Supervisors:

**REQUEST FOR JURISDICTION  
BRIDGE SEISMIC RETROFIT PROGRAM  
PECK ROAD UNDER THE UNION PACIFIC RAILROAD  
CITY OF INDUSTRY  
SUPERVISORIAL DISTRICT 1  
4 VOTES**

**IT IS RECOMMENDED THAT YOUR BOARD:**

Find that the project to retrofit the bridge on Peck Road under the Union Pacific Railroad to seismic structural standards is exempt from the California Environmental Quality Act, and adopt the enclosed Resolution declaring the portion of Peck Road under the Union Pacific Railroad in the City of Industry to be a part of the County System of Highways.

**PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION**

Jurisdiction is requested in order that the County may administer a project to retrofit the bridge on Peck Road under the Union Pacific Railroad to seismic structural standards. Peck Road at this location is entirely within the City of Industry. Sections 1700-1702 of the California Streets and Highways Code provide that the board of supervisors of any county may, by a resolution adopted by a four-fifths vote of its members, declare any highway in the county lying in whole or part within a city to be a county highway. The governing body of the affected city may consent to the establishment of such included portion as part of the county highway system. Thereafter, the board of supervisors of the county may acquire rights of way, construct, maintain, improve, or repair such highway in the same

manner as other county highways, and may pay for such work with county funds. The City shall remain responsible for the maintenance of the roadway pursuant to Section 1726 of the California Streets and Highways Code.

### **Implementation of Strategic Plan Goals**

This action meets the County's Strategic Plan Goal of Service Excellence. By retrofitting the bridge on Peck Road under the Union Pacific Railroad, residents of the County who travel on this bridge will benefit and their quality of life will be improved.

### **FISCAL IMPACT/FINANCING**

Your Board's adoption of the enclosed Resolution will not directly result in any fiscal impact on the County. We will submit the project to your Board for approval to advertise a construction contract for the seismic retrofit improvements in December 2002. It should be noted that this project will be constructed as a Federal-aid project under the State Seismic Retrofit Program administered by the State of California. Under this program, the entire cost of the project will be financed with Federal and State funds. Funding for this project is included in the Fiscal Year 2002-03 Road Fund Budget.

### **FACTS AND PROVISIONS/LEGAL REQUIREMENTS**

The Resolution has been approved as to form by County Counsel.

### **ENVIRONMENTAL DOCUMENTATION**

The California Environmental Quality Act requires public agency decision makers to document and consider the environmental implications of their actions. The proposed project is statutorily exempt from the provisions of the California Environmental Quality Act pursuant to Section 21080 (b) (4) of the Public Resources Code and Section 180.2 of the Streets and Highways Code.

**IMPACT ON CURRENT SERVICES (OR PROJECTS)**

Following the Loma Prieta earthquake in the San Francisco Bay Area in October 1989, emergency State legislation known as Senate Bill 36X was enacted, which requires that all existing publicly-owned bridges in the State be inspected and that those found to have a seismic structural deficiency be upgraded and retrofitted to conform with specific structural standards. The bill further provides for the County of Los Angeles to be the lead agency for inspecting and retrofitting all non-State highway bridges within Los Angeles County.

Peck Road is on the County's Highway Plan, and the proposed improvements are needed and of general County interest. The project is tentatively scheduled to be advertised for construction bids in December 2002 pending the City's consent to jurisdiction and the County obtaining the necessary State and Federal approvals.

This jurisdiction will be relinquished after the completion of the project.

**CONCLUSION**

Upon the adoption of this Resolution, please return one certified copy to Public Works for transmittal to the City.

Respectfully submitted,

JAMES A. NOYES  
Director of Public Works

ESC:yr  
C020604  
A:\Peck Road under the UPRR.wpd

Enc.

cc: Chief Administrative Office, County Counsel

**RESOLUTION DECLARING THE PORTION OF PECK ROAD UNDER  
THE UNION PACIFIC RAILROAD IN THE CITY OF INDUSTRY TO BE  
A PART OF THE COUNTY SYSTEM OF HIGHWAYS**

WHEREAS, by reason of its location and travel thereon, the portion of Peck Road under the Union Pacific Railroad, within the City of Industry, County of Los Angeles, State of California, should be a part of the County System of Highways, for the limited purpose of performing a seismic safety retrofit of the bridge at the aforementioned location; and

WHEREAS, it is the purpose of the Board of Supervisors of said County to construct the above-stated improvements and perform appurtenant work thereon provided the consent of the governing body of the City shall first be given.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors of the County of Los Angeles, State of California, that the portion of Peck Road under the Union Pacific Railroad, within the City of Industry, is hereby declared to be a part of the System of Highways of said County as provided in Sections 1700 and 1704 inclusive of the Streets and Highways Code of the State of California for the purpose of, and limited to, the aforementioned work.

BE IT FURTHER RESOLVED, by the Board of Supervisors of the County of Los Angeles, State of California, that the County agrees:

1. That the County of Los Angeles shall not be responsible for any damage or liability occurring by reason of any roadway condition on the aforementioned street, within the City of Industry, existing prior to the start of construction by the County or following the completion and field acceptance of said construction. The City of Industry shall indemnify, defend, and hold harmless the County of Los Angeles in connection with said liability.
2. That the work be performed by the County of Los Angeles shall not include roadway maintenance activities on Peck Road under the Union Pacific Railroad within the City of Industry. The City of Industry shall be responsible for all roadway maintenance activities within the portion of Peck Road under the Union Pacific Railroad, which is the subject of this Resolution, and shall indemnify, defend, and hold harmless the County of Los Angeles in connection with said maintenance.

The foregoing resolution was on the \_\_\_\_\_ day of \_\_\_\_\_, 2002, adopted by the Board of Supervisors of the County of Los Angeles and ex-officio the governing body of all other special assessment and taxing districts, agencies, and authorities for which said Board so acts.

VIOLET VARONA-LUKENS  
Executive Officer of the  
Board of Supervisors of the  
County of Los Angeles

By \_\_\_\_\_  
Deputy

APPROVED AS TO FORM:

LLOYD W. PELLMAN  
County Counsel

By \_\_\_\_\_  
Deputy